



PATENT APPLICATION

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of)
David MACK) Group Art Unit: 1634
Serial No. 09/836,278) Examiner: Arthur, Lisa Bennett
Filed: April 18, 2001) Atty. Docket No. 03848.00065
For: EXPRESSION MONITORING FOR GENE FUNCTION IDENTIFICATION

AMENDMENT

Assistant Director for Patents
Washington, D.C. 20231

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Sir:

In response to the Office Action mailed June 5, 2002, Applicant requests reconsideration of the patentability of claims 11-17, 29-32, and 34-37. Applicant submits herewith a request for a three month extension of time from September 5, 2002 through December 5, 2002 to respond to the current Office Action. If it is determined that any additional fee is required, please charge our Deposit Account No. 19-0733.

IN THE CLAIMS

Please amend claims 11, 29, and 34.

Please cancel claims 1-10, 18-28, 39, 40, and 44-129, without prejudice to their future prosecution.

C/ 11. (Twice Amended) A method for detecting a functional mutation in a target up-stream regulatory gene comprising:

preparing a reference sample from reference cells having a wild-type up-stream regulatory gene corresponding to said target up-stream regulatory gene;